

New Enforcement Provisions in the Frist and Senate Judiciary Committee Bills

(Section numbers reference S.2454, the Securing America's Borders Act sponsored by Senator Frist)

NEW BORDER SECURITY PROVISIONS

1. Recruit, hire, and train 250 new Custom and Border Protection officers, 200 new positions for investigative personnel to investigate alien smuggling, and 250 additional port of entry inspectors, annually from FY 2007 to FY 2011. Increases the number of customs enforcement inspectors by 200 in section 5203 of the Intelligence Reform and Terrorism Prevention Act of 2004. Add nearly 15,000 border patrol agents over next six years. (Section 101)
2. Authorize construction of all-weather roads and add vehicle barriers along the borders. (Section 103)
3. Authorize temporary or permanent border patrol checkpoints in close proximity to the southern border (Section 104)
4. Authorize construction of additional ports of entry and improvements to existing ports of entry along the land borders.(Section 105)
5. Require DHS to replace all aged, deteriorating, or damaged primary fencing with double or triple layered fencing in Arizona population centers on the border. (Section 106)
6. Require DHS to enhance the connectivity between the Automated Biometric Fingerprint Identification System (IDENT) and Integrated Automated Fingerprint Identification System (IAFIS) biometric databases and collect all fingerprints from individuals through the United States Visitor and Immigrant Status Indicator Technology (US-VISIT) program during their initial enrollment.(Section 121)
7. Require DHS to implement a two-way communication system between Border Patrol agents in the field and their station offices (Section 122)
8. Require the Comptroller General to review the basic training provided to new Border Patrol agents to ensure that such training is provided as efficiently and cost effectively as possible. (Section 123)
9. Require DHS to submit to Congress a timeline for equipping all land border ports of entry with the US-VISIT system, deploying at all land border ports of entry the exit component of the US-VISIT system, and making all immigration screening systems interoperable. (Section 124)
10. Require all immigration inspectors receive training in identifying and detecting fraudulent travel documents.(Section 125)

11. Voids visas held by a nonimmigrant alien if the alien remains in the U.S. beyond the period of authorized stay, and requires aliens who overstay to return to their consulate abroad to undergo additional screening before being able to return to the U.S. (Section 127)
12. Requires DHS to conduct a study and submit a report to Congress on the construction of a physical barrier system along the southern and northern international land and maritime borders of the United States. (Section 129)

NEW INTERIOR ENFORCEMENT TITLE:

1. Allows for the removal and denial of benefits to terrorist aliens (Section 201)
2. Provides for Detention and Removal of Aliens Ordered Removed (Section 202)
3. Expands the definition of aggravated felony as a basis for denial of entry or removal (Section 203)
4. Creates a new set of rules to keep terrorists out of the country (Section 204)
5. Increases Criminal Penalties for Gang Violence and Alien Smuggling
6. Increases penalties for illegal entry and illegal reentry (Section 206-207)
7. Increases penalties for Passport, Visa, and Immigration Fraud Offenses (Section 208)
8. Makes Passport and Immigration Fraud Offenses a basis for inadmissibility and removal (Section 209)
9. Expands authority to detain and deport Criminal Aliens. (Section 210)
10. Increases incentives for aliens to depart voluntarily (Section 211)
11. Prevents aliens ordered removed from remaining in the U.S. (Sec. 211)
12. Prohibits the sale of firearms to certain aliens (Section 213)
13. Creates a Uniform Statute of Limitations for most immigration crimes (Section 214)
14. Allows the federal government to deny benefits to any alien who may pose a threat to national security (Section 217)
15. Require DHS to take custody of all illegal aliens apprehended by State and local law enforcement officers (Section 219)
16. Requires DHS to reimburse state/local police organizations for immigration enforcement training (Section 220)

17. Ends catch and release by requiring all aliens caught crossing the border illegally be detained until removed (Section 225)
18. Mandates the use of expedited removal of illegal aliens who are apprehended within 100 miles of the border or 14 days of unauthorized entry (Sec. 227)
19. Reaffirms the existing inherent authority of State law enforcement personnel to assist the federal government in enforcing the immigration laws of the United States (Section 229)
20. Requires DHS and the FBI to place information on immigration violators into the Immigration Violators File of the National Crime Information Center database (Section 230)